

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Jeffrey L. CLELAND et al.

Application No.: 10/080,502

Confirmation No.: 8669

Filed: February 22, 2002

Art Unit: 1615

For: ERODIBLE POLYMERS FOR INJECTION

Examiner: C. Azpuru

**COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE AND
COMMUNICATION**

MS Issue Fee

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

INTRODUCTORY COMMENTS

Remarks begin on page 2 of this paper.

REMARKS***Comments on Statement of Reasons For Allowance***

Brodbeck at page 37 line 6 teaches a “viscosity of from about 1000 to about 200,000 poise” [emphasis added]. The claimed invention relates to compositions having a viscosity of less than 900 centipoise (i.e. less than 9 poise).

Communication Regarding Extension of Time Fees

Based on the interview with the Examiner on March 9, 2010, and the Examiner’s Interview Summary mailed May 3, 2010, it is Applicants’ understanding that the Office Action mailed December 9, 2009 was supplanted (replaced) by the Notice of Allowance mailed May 3, 2010. Accordingly, Applicants believe that no extensions of time are necessary for extending the time period for response to the Office Action mailed December 9, 2009. However, if the Patent Office believes that extension of time fees are due, Applicants authorize the Commissioner to charge the cost of such extension fees and/or other fees due in connection with the filing of this document to Deposit Account No. 03-1952 referencing docket no. **146392000500**.

If it is determined that a telephone conference would expedite the prosecution of this application, the Examiner is invited to telephone the undersigned at the number given below.

In the event the U.S. Patent and Trademark Office determines that an extension and/or other relief is required, Applicants petition for any required relief including extensions of time and authorize the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to Deposit Account No. 03-1952 referencing docket no.

146392000500.

Dated: June 9, 2010

Respectfully submitted,

By Electronic Signature: /Rebecca Shortle/
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